

TRANSF,  
CLOSED

**U.S. District Court  
Eastern District of Oklahoma (Muskogee)  
CIVIL DOCKET FOR CASE #: 6:06-mc-00009-RAW  
Internal Use Only**

State of Oklahoma v. Tyson Foods, Inc. et al  
Assigned to: Judge Ronald A. White  
Referred to:  
Demand: \$  
Lead Docket: None  
Related Cases: None  
Case in other court: None  
Cause:

Date Filed: 05/04/06  
Jury Demand:  
Nature of Suit:  
Jurisdiction:

**RECEIVED**  
**MAY 11 2006**  
Phil Lombardi, Clerk  
U.S. DISTRICT COURT

**Plaintiff**

-----  
**State of Oklahoma**

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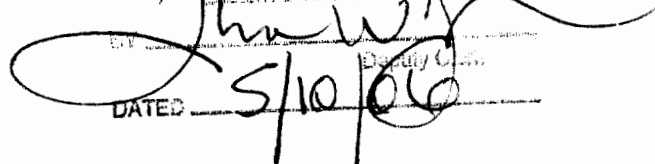
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I hereby certify that the enclosed instrument  
is a true and correct copy of the original on  
file in my office.

ATTEST:

**WILLIAM B. GUTHRIE**  
Clerk, U.S. District Court  
Eastern District of Oklahoma

  
Dated 5/10/06

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V.

**Defendant**

-----  
**Tyson Foods, Inc.**

**Tyson Chicken, Inc.**

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<b>Filing Date</b>	<b>Num#</b>	<b>Docket Text</b>
05/04/2006	1	OBJECTION and MOTION to Quash Plaintiff's Subpoena for Inspection and Sampling of Premises by Tyson Chicken, Inc. (With attachments) (pjm, Deputy Clerk) [Entry Date 05/04/2006]
05/04/2006	2	FILING FEES Paid in Full by Tyson Chicken, Inc. (pjm, Deputy Clerk) [Entry Date 05/04/2006]
05/09/2006	3	ORDER by Judge Ronald A. White transferring case to the United States District Court for the Northern District of Oklahoma (terminates case) (law, Deputy Clerk) [Entry Date 05/09/2006]
05/09/2006		***Case Dismissed/Terminated (see document number [#3]) (law, Deputy Clerk) [Entry Date 05/09/2006]

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA**

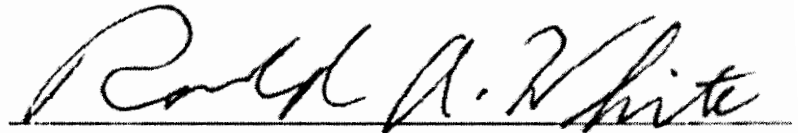
STATE OF OKLAHOMA, et al., )  
 )  
 Plaintiffs, )  
 )  
 v. ) Case No. MC-06-009-RAW  
 )  
 TYSON FOODS, INC., et al., )  
 )  
 Defendants. )

**ORDER**

Before the Court is defendant Tyson Chicken, Inc.'s objection to and motion to quash plaintiff's subpoena for inspection and sampling of premises. The subpoena in question was issued by the United States District Court for the Eastern District of Oklahoma, but the underlying litigation is before the Northern District of Oklahoma. Magistrate Judge Joyner is supervising discovery, is intimately familiar with the issues, and transfer will avoid possibly conflicting rulings. Moreover, the Northern District of Oklahoma is contiguous to the Eastern District of Oklahoma and no prejudice is evident in requiring travel there for resolution. As authority for transfer, this Court cites *Petersen v. Douglas County Bank & Trust Co.*, 940 F.2d 1389, 1391 (10<sup>th</sup> Cir.1991) and *Goodyear Tire & Rubber Co. v. Kirk's Tire & Auto Servicecenter*, 211 F.R.D. 658, 660 (D.Kan.2003).

It is the Order of the Court that Tyson Chicken, Inc's objection to and motion to quash plaintiff's subpoena for inspection and sampling of premises is hereby transferred to the United States District Court for the Northern District of Oklahoma.

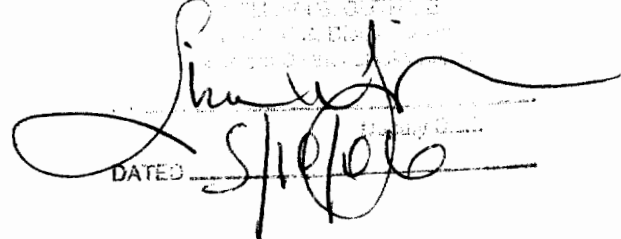
**ORDERED THIS 9th DAY OF MAY, 2006.**



Ronald A. White  
United States District Judge  
Eastern District of Oklahoma

I hereby certify that the attached document  
is a true and correct copy of the original on  
this day of May, 2006.

FILED



CLERK OF COURT  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF OKLAHOMA  
DATED 5/11/06



WILLIAM B. GUTHRIE  
U.S. COURT CLERK

TELEPHONE  
(918) 684-7920

United States District Court  
Eastern District of Oklahoma  
P.O. Box 607  
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May 10, 2006

Office of the Clerk  
United States District Court  
Northern District of Oklahoma  
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and United States Courthouse  
333 West Fourth Street  
Tulsa, Oklahoma 74103

Re: State of Oklahoma vs. Tyson Foods, et al., Case No. MC-  
06-09-RAW, United States District Court for the Eastern  
District of Oklahoma

To whom it may concern:

Pursuant to the order transferring the above-referenced case to your district, we are transmitting our entire file. Additionally, we are transmitting certified copies of the docket sheet and of the order transferring the action.

Please acknowledge receipt on the copy of this letter we have enclosed and return it to this office in the envelope provided. Thank you very much.

Sincerely,

WILLIAM B. GUTHRIE, Clerk

By: 

Deputy

WBG/law  
Enclosures